

Message Text

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ORIGIN EB-07

INFO OCT-01 AF-06 EA-10 ISO-00 PCH-02 AGR-10 CEA-01

CIAE-00 COME-00 DODE-00 FRB-01 H-02 INR-07 INT-05

L-02 LAB-04 NSAE-00 NSC-05 PA-02 AID-05 CIEP-02 SS-15

STR-04 TAR-01 TRSE-00 PRS-01 SP-02 OMB-01 FEA-01

NSCE-00 SSO-00 USIE-00 INRE-00 /097 R

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APPROVED BY EB/ITP:MWGLITMAN

STR:TGRAHAM

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FM SECSTATE WASHDC

TO ALL DIPLOMATIC AND CONSULAR POSTS IMMEDIATE

AMCONSUL PORT MORESBY

AMCONSUL ASMARA BY POUCH

XMT AMCONSUL ASMARA

UNCLAS STATE 066542

INFORM CONSULS

E.O. 11652:N/A

TAGS: ETRD

SUBJECT: TEXTS OF PRESIDENTIAL DETERMINATION UNDER

SEC. 502(B) OF TRADE ACT AND PRESIDENT'S

LETTERS TO SPEAKER OF HOUSE/PRESIDENT OF SENATE

DATED MARCH 24, 1975

REF: STATE 66492

1. FOLLOWING IS TEXT OF PRESIDENTIAL DETERMINATION UNDER
SECTION 502(B) OF THE TRADE ACT OF 1974:

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2. BEGIN TEXT.

PRESIDENTIAL DETERMINATION

MEMORANDUM FOR THE SECRETARY OF STATE

SUBJECT: DETERMINATION UNDER SECTION 502(B) OF THE
TRADE ACT OF 1974

3. PURSUANT TO THE AUTHORITY VESTED IN ME UNDER THE
TRADE ACT OF 1974 (HEREINAFTER "THE ACT"), I HEREBY
DETERMINE ON THE BASIS OF A REVIEW CONDUCTED BY INTERESTED
AGENCIES OF THE EXECUTIVE BRANCH OF EACH OF THE RELEVANT

INVESTMENT DISPUTES THAT, IN THE CASE OF EACH COUNTRY
LISTED BELOW, GOOD FAITH NEGOTIATIONS TO PROVIDE PROMPT,
ADEQUATE, AND EFFECTIVE COMPENSATION UNDER THE APPLICABLE
PROVISIONS OF INTERNATIONAL LAW ARE IN PROGRESS, OR SUCH
COUNTRY IS OTHERWISE TAKING STEPS TO DISCHARGE ITS
OBLIGATIONS UNDER INTERNATIONAL LAW, AS PRESCRIBED IN
SECTION 502(B)(4)(D)(II) OF THE ACT:

AFGHANISTAN
ARGENTINA
BANGLADESH
BOLIVIA
CENTRAL AFRICAN REPUBLIC
CONGO (BRAZZAVILLE)
DAHOMY
EGYPT
EL SALVADOR
ETHIOPIA
INDIA
MOROCCO
PAKISTAN
SRI LANKA
SUDAN
SYRIA
TANZANIA
ZAIRE

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4. IN ACCORDANCE WITH SECTION 502(B)(4) OF THE ACT I
AM FURNISHING A COPY OF THIS DETERMINATION TO THE SENATE
AND HOUSE OF REPRESENTATIVES.

5. THIS DETERMINATION SHALL BE PUBLISHED IN THE
FEDERAL REGISTER. END TEXT.

6. FOLLOWING IS TEXT OF IDENTICAL LETTERS SENT BY

PRESIDENT TO SPEAKER OF THE HOUSE AND TO PRESIDENT OF THE SENATE:

7. BEGIN TEXT: DEAR MR. SPEAKER (MR. PRESIDENT): IN ACCORDANCE WITH SECTION 502(A) OF THE TRADE ACT, I WROTE TO YOU ON JANUARY 13, 1975, CONCERNING MY INTENTION TO MAKE CERTAIN DESIGNATIONS OF COUNTRIES AS BENEFICIARY DEVELOPING COUNTRIES FOR PURPOSES OF IMPLEMENTING THE GENERALIZED SYSTEM OF TARIFF PREFERENCES.

8. I WISH TO INFORM YOU THAT TODAY I HAVE ISSUED AN EXECUTIVE ORDER DESIGNATING CERTAIN BENEFICIARY COUNTRIES. ON THE BASIS OF AN EXTENSIVE REVIEW OF ALL RELEVANT INVESTMENT DISPUTES WHICH HAS BEEN COMPLETED

SINCE MY JANUARY 13 LETTER, I HAVE DETERMINED THAT SEVERAL COUNTRIES WHICH OTHERWISE MIGHT BE INELIGIBLE FOR GENERALIZED PREFERENCES BY VIRTUE OF THE PROVISIONS OF SECTION 502(B)(4)(A), (B) OR (C), ARE ELIGIBLE FOR BENEFICIARY STATUS BY REASON OF THE PROVISIONS OF SECTION 502(B)(4)(D). ACCORDINGLY, SUCH COUNTRIES WERE INCLUDED AMONG THE ONES DESIGNATED IN SECTION 1 OF THE EXECUTIVE ORDER AS BENEFICIARY DEVELOPING COUNTRIES. AS REQUIRED BY SECTION 502(B)(4), I AM FURNISHING HERewith A COPY OF MY DETERMINATIONS PURSUANT TO SECTION 502(B)(4)(D).

9. BECAUSE WE WERE ABLE TO MAKE THESE DETERMINATIONS PRIOR TO PUBLICATION OF THE EXECUTIVE ORDER DESIGNATING CERTAIN BENEFICIARY DEVELOPING COUNTRIES, IT NO LONGER IS NECESSARY TO FOLLOW THE PROCEDURE FOR USE OF THE WAIVERS BASED ON NATIONAL ECONOMIC INTEREST, DESCRIBED UNCLASSIFIED

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IN THE SIXTH PARAGRAPH OF MY LETTER OF JANUARY 13. I HAVE ALSO DECIDED THAT GABON, THE PEOPLE'S REPUBLIC OF YEMEN, SOMALIA, AND UGANDA, WHICH WERE ON LIST A IN THE TAB TO MY LETTER OF JANUARY 13, WILL NOT BE DESIGNATED AT THIS TIME BUT WILL BE ADDED TO THOSE COUNTRIES BEING CONSIDERED FOR DESIGNATION AS BENEFICIARY DEVELOPING COUNTRIES AFTER CERTAIN DETERMINATIONS ARE MADE, STATUTORY CONDITIONS ARE MET OR STATUTORY REQUIREMENTS FULFILLED PURSUANT TO SECTION 502 OF THE TRADE ACT. SINCERELY, END TEXT. KISSINGER

NOTE BY OC/T: POUCHED ASMARA.

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